

PATENT
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)
) Confirmation No. 8777
Kevin N. Taylor, et al.)
) Group Art Unit: 2467
Serial No.: 10/570,830)
) Atty Dkt No. 007412.00106
Filed: March 6, 2006)

For: Cable Modem Termination System Having a Gateway for Transporting
Out-of-Band Messaging Signals

STATEMENT ACCOMPANYING INFORMATION DISCLOSURE
STATEMENT

Mail Stop: RCE
Commissioner for Patents
P.O. 1450
Alexandria, VA 22313-1450

Dear Sir:

Pursuant to their Duty of Disclosure, Applicants submit herewith information for consideration in this case. U.S. Application Nos. 10/570831, 10/570832 (which has been patented as U.S. Patent 7,774,436), and 12/829748 (a continuation application of 10/570832) all claim priority to provisional application 60/501231. The current Application also claims priority to provisional application 60/501231. Office Actions were mailed on June 2, 2009, December 8, 2009, and November 8, 2010, during the prosecution of U.S. Application No. 10/570831. Meanwhile, Office Actions were mailed on February 21, 2008, January 7, 2009, April 3, 2009, and November 5, 2009 during the prosecution of U.S. Application No. 10/570832.

By making this submission, Applicants make no admissions or representations regarding this information, and Applicants reserve the right to distinguish and/or disqualify the materials should they be cited against the claims of this Application.

Respectfully submitted,

Dated: December 16, 2010

By: /Surendra K. Ravula/
Surendra K. Ravula
Registration No. 65,588
Banner & Witcoff, Ltd.
Ten South Wacker Drive, Suite 3000
Chicago, IL 60606
(312) 463-5000